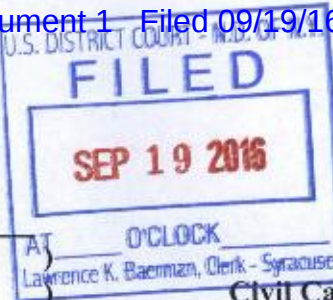


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORKShaun Garvey

Plaintiff(s)

vs.

Shoppingtown Mall
Moonbeam Capital
Investments

Defendant(s)

Civil Case No.: 5:16-CV-1136
(MAD/DEP)CIVIL COMPLAINT
PURSUANT TO
TITLE VII OF THE
CIVIL RIGHTS ACT,
AS AMENDEDPlaintiff(s) demand(s) a trial by: ☒ JURY ☐ COURT (Select only one).

JURISDICTION

1. Jurisdiction is conferred on this court pursuant to 42 U.S.C. § 2000e-5.

PARTIES

2. Plaintiff: Shaun GarveyAddress: 4766 Stonehurst RdLiverpool NY 13090

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: Shoppingtown MallOfficial Position: Mall Manager(s)Address: 3649 Erie Blvd EastDewitt, NY 13214

b. Defendant:

Official Position:

Address:

Monbeam Capital
Steve Maksin (ed)
245 Park Ave 39th Floor
New York NY 10167

4. This action is brought pursuant to:

☒ Title VII of the Civil Rights Act of 1964, as amended, codified at 42 U.S.C. § 2000e *et seq.*, and the Civil Rights Act of 1991, for employment discrimination based on race, color, religion, sex or national origin.

☐ Pregnancy Discrimination Act of 1978, codified at 42 U.S.C. § 2000e(k), as amended, Civil Rights Act of 1964, and the Civil Rights Act of 1991, for employment discrimination based on pregnancy.

5. Venue is invoked pursuant to 28 U.S.C. s 1391.

6. Defendant's conduct is discriminatory with respect to the following (check all that apply):

(A) ☐ My race or color.

(B) ☐ My religion.

(C) ☒ My sex (or sexual harassment).

(D) ☐ My national origin.

(E) ☐ My pregnancy.

(F) ☐ Other: workplace harassment

7. The conduct complained of in this action involves:

(A) ☐ Failure to employ.

(B) ☒ Termination of employment.

(C) ☐ Failure to promote.

(D) ☐ Unequal terms and conditions of employment.

(E) ☐ Reduction in wages.

(F) ☒ Retaliation.

(G) ☐ Other acts as specified below:

removal from property
costing current and future
employment.

8.

FACTS

Set forth the facts of your case which substantiate your claims. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary).

During 2015, I was a project manager for an outside company in Shoppingtown Mall, Dewitt NY. I was constantly harassed, insulted, threatened, and finally evicted and terminated from my contract outside employment. The Shoppingtown Mall maliciously harassed me to cause me to not only be evicted, but be terminated from my job due to the mall holding their contract.

9.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

Shoppingtown Mall has created intentional Malicious intent that caused eviction, and wrongful termination. I was harassed, verbally, mentally, and eventually terminated due to Title VII Sexual harassment at the workplace, which states whether the employer knew on purpose or not I was still let go

die to sexual practices on behalf
of Shoppingtown Mall.

SECOND CAUSE OF ACTION

I feel I was discriminated against
whether intentional or not being a
gay male, since the mall stated having
"that Sissy" here is not going to happen any longer.
creating this unwanted harasser cause me to lose my
job because they
threatened my
contract employees
to make me
leave or
they would
end contract
Shoppingtown Mall and Moonbeam
cause unlawful discrimination and
workplace harassment for me
which caused direct termination of
my employment in Shoppingtown mall.

THIRD CAUSE OF ACTION

10. I filed charges with the New York State Division on Human Rights, the New York City Commission on Human Rights or Equal Employment Opportunity Commission regarding the alleged discriminatory acts on or about:

(Provide Date)

11. The Equal Employment Opportunity Commission issued a Notice-of-Right-to-Sue letter (**copy attached**) which was received by me on or about:

(Provide Date)

12. The plaintiff is an employee within the meaning of 42 U.S.C. § 2000e(f).
13. The defendant(s) is (are) an employer, employment agency, or labor organization within the meaning of 42 U.S.C. § 2000e(b), (c), or (d).
14. The defendant(s) is (are) engaged in commerce within the meaning of 42 U.S.C. § 2000e(g).


15. PRAYER FOR RELIEF

WHEREFORE, plaintiff(s) request(s) that this Court grant the following relief:

I want the court to grant relief
in the amount of \$20,000. This
is and wald be the most just for me to
recover all lost wages along with emotional
and mental disconnect from losing
work that I loved.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: 9/19/16



Signature of Plaintiff(s)
(all Plaintiffs must sign)

02/2010